

## **RESOLUTION 2003-42**

### **A RESOLUTION CONCERNING THE REQUEST OF BALLY GAMING INC.'S REQUEST TO PURCHASE CASINO MANAGEMENT SYSTEMS, LLC**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The following factors have been considered by the Commission:

1. Alliance Gaming Corporation is the parent company of Bally Gaming, Inc. ("Bally"). Bally received a Temporary Supplier's License on June 13, 1997 in the name of Alliance Gaming Corporation, a Permanent Supplier's License on March 30, 2000. The license was most recently renewed on March 30, 2003.
2. In November 2002, Bally acquired Casino Management Systems, LLC ("CMS"), a supplier of software solutions. CMS does not hold an Indiana Supplier's License.
3. The acquisition resulted in CMS becoming a wholly owned subsidiary of Bally. CMS no longer functions as an operating company. All software products were acquired by Bally and the former CMS employees who remained after the acquisition are now employees of Bally. No new key persons or substantial owners are being introduced as a result of this acquisition.
4. Bally has provided information regarding a manufacturing facility for CMS software in Nevada, as well as information regarding a division office in Mississippi. Bally will provide any additional information regarding these facilities as requested by the Commission, if additional investigation is deemed necessary by the Commission.
5. Due to the fact that no new key persons or substantial owners are being introduced as a result of this change in ownership, Bally has requested that the Commission waive the normal background investigations, with the exception of the potential investigation of the facilities referred to in paragraph 4 above.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING  
COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

#### **SECTION 1. SCOPE.**

This resolution applies to Alliance Gaming Corporation, Bally Gaming, Inc., and Casino Management Systems, LLC.

## **SECTION 2. DEFINITIONS.**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

## **SECTION 3. ACTION ON REQUEST OF BALLY GAMING, INC. FOR APPROVAL OF THE ACQUISITION OF CASINO MANAGEMENT SYSTEMS, LLC.**

The Commission hereby:

### **GRANTS**

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GRANTS OR DENIES

Bally Gaming, Inc.'s, request for approval of the acquisition of Casino Management Systems, LLC.

The Commission hereby:

### **GRANTS**

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GRANTS OR DENIES

Bally Gaming Inc.'s. request for a waiver of the normal background investigations, with the exception of potential investigation of facilities described in paragraph 4 of this Resolution.

## **SECTION 4. EFFECTIVE DATE.**

This RESOLUTION is effective immediately.

**ADOPTED THIS THE 12<sup>th</sup> DAY OF SEPTEMBER, 2003:**

THE INDIANA GAMING COMMISSION:

*Donald R. Vowels* (FACSIMILE)  
Donald Vowels, Chair

*Thomas Milcarek* (FACSIMILE)  
Thomas Milcarek, Secretary